IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIRST DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 2991 of 2005

Between:

Smt. K. Radhika W/o. Late K. Srinivas
R/o. H.No. 2-10-153, Jyothinagar, Karimnagar.

..... PETITIONER

AND

1 The General Manager, District Cooperative Central Bank,

Karimnagar.
2 The Managing Director, APCOB Limited, Hyderabad.
3 The Commissioner for Cooperation and Registrar of

Cooperative Societies, A.P. Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more in the nature of Mandamus declaring that the petitioner is entitled for compassionate appointment in any suitable post consequent on the death of her husband Sri K. Srinivas, Typist, District Cooperative Central Bank Limited, Karimnagar on the basis of instructions and guidelines issued by the Commissioner for Cooperation and Registrar of Cooperative Societies, A.P. Hyderabad in Circular Memo.Rc.No. 43051/2003/CR/DCCVS/II B dt. 23-10-2004 with all consequential benefits by holding the action of the respondents in not considering the case of the petitioner for compassionate appointment on the ground of ban on recruitment vide Memo.No. B5/786/2004-5 dt. 13-7-2004 issued by General Manager, District Cooperative Central Bank Limited, Karimnagar is as illegal, arbitrary, unjust and opposed to all canons of equity, justice and fair play and pass such other and further orders as this Hon'ble Court may deem fit.

Counsel for the Petitioner: MR.D.BALA KISHAN RAO

Counsel for the Respondent No.3: GP FOR COOPERATION

Counsel for Respondent No.1: MR.P.M.GOPALA RAO

Counsel for Respondent No.2: MR.D.S.N.V.PRASAD BABU

The Court at the admission stage made the following Order:

The petitioner questions the action of the respondents in not considering the case of the petitioner for compassionate appointment on the basis of the instructions and guidelines issued by the Commissioner for Cooperation and Registrar of Cooperative Societies in Memo dated 13-07-2004.

Heard learned counsel for the petitioner and learned Government Pleader for Cooperation, appearing on behalf of the respondents.

As per the proceedings of the Commissioner for Cooperation and Registrar of Cooperative Societies, dated 23-10-2004, certain instructions and guidelines have

been issued with regard to the compassionate appointments. As the rejection order has been passed on 13-07-2004 and subsequently, the Commissioner for Cooperation and Registrar of Cooperative Societies issued instructions and guidelines with regard to the compassionate appointments, the case of the petitioner has to be considered in accordance with the proceedings dated 23-10-2004.

Hence the writ petition is disposed of directing the respondents to consider the case of the petitioner in accordance with the proceedings dated 23-10-2004 of the Commissioner for Cooperation and Registrar of Cooperative Societies within one month from the date of receipt of a copy of this order. There shall be no order as to costs.

21-02-2005

vs/usd

To

1 The General Manager, District Cooperative Central Bank,

Karimnagar.

2 The Managing Director, APCOB Limited, Hyderabad.

3 The Commissioner for Cooperation and Registrar of

Cooperative Socieites, A.P. Hyderabad.

4 Two CCs to the G.P for Cooperation, High Court of A.P.,

Hyderabad(O.U.T).

5 2 CD copies

THE HON'BLE MR JUSTICE K.C. BHANU

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

WRIT PETITION NO : 2991 of 2005

Dated: 21-02-2005

vs